



COUR EUROPÉENNE DES DROITS DE L'HOMME
EUROPEAN COURT OF HUMAN RIGHTS

GR/dl/42123



Professor Georg Ress

I. Personal details

Sex: male

Date of birth: 21 January 1935

Nationality: German

Marital status: married to Franziska Hammerstein-Equord with three children

II. Education and academic qualifications

1955-59: Studies of law and economics at the Free University of Berlin

1956: Studies at the University of Grenoble (summer programme)

1959: First Juridical State Examination in Berlin

1959-62: Studies of economics and political science at the University of Vienna

1963: Dr.rer.pol., University of Vienna, with a thesis on comparative law (The Jurisdiction of Administrative Courts)

1964: Assessor (Second Juridical State Examination in Berlin)

1966: Studies in American law at the University of Leiden at a summer programme in conjunction with the University of Amsterdam and Columbia University

1972: Dr.iur., University of Heidelberg, with a thesis on constitutional law (Parliamentary Approval of International Treaties)

1976: Habilitation at the Faculty of Law, University of Heidelberg with a (post-doctorate) thesis on international public law (The International Status of Germany); *Venia Legendi* for German and foreign public law and international law

III. Professional activities

a. Judicial activities

1976-77: Service with the Vice-President W. Zeidler at the Federal Constitutional Court in Karlsruhe (as delegate of the Ministry of Justice of Rhineland-Palatinate)

1980-83: Judge in Arbitration Procedures on Domestic Matters

1980-87: Deputy member of the Constitutional Court of the Saarland

Since 1994: German Member of the European Commission on Human Rights

1995-96: Judge in Arbitration Procedures on International Matters at the Chamber of Commerce in Paris

1998: German judge at the European Court of Human Rights

2000: President of Section IV at the European Court of Human Rights

2001: President of Section III at the European Court of Human Rights

b. Non-judicial legal activities

1964-66: Research fellow at the Institute for Advanced Studies (Ford Foundation Institute, Vienna)

1965-67: Lecturer at the Academy of Diplomacy in Vienna

1966-76: Research fellow at the Max-Planck-Institute for Foreign Public Law and International Law, Heidelberg

1970-77: Lecturer at the Academy of Public Administration, Karlsruhe

Since 1976: Member of the Executive Council of the International Law Association and Secretary/Vice-President of the German Branch of the ILA; Rapporteur (1988-94) of the Committee on State Immunity and Co-Rapporteur of the Committee on Recognition and Enforcement of Public Foreign Law, Member of the Committee on International Criminal Law and of the Committee on the Application of International Law in Domestic Courts

Since 1976: Lecturer and Guest Professor at numerous universities, *inter alia*: Edinburgh, Cambridge, Exeter, Oxford, Aix en Provence, Paris, Nancy, Strasbourg, St Denis (Réunion), Geneva, Vienna, Tokyo, Kyoto, Athens, Warsaw, Rome, Helsinki, Cape Town, Johannesburg and in the USA — comprising lectures in the fields of international law, in particular human rights law, law of the European Communities and comparative constitutional law

Since 1977: Full Professor for International and Constitutional Law and the Law of the European Communities at the University of Saarland, Saarbrücken (Germany)

Since 1979: Director of the Institute of European Studies (Europa-Institut) at the University of Saarland

Since 1980: Member of the Law Association "Rechtsforum" in Saarbrücken and its President from 1984-91

Since 1981: Member of the International Law Council of the Foreign Office of the Federal Republic of Germany, Bonn

1991: Elected Associate and since 1997 Member of the Institute of International Law (Geneva)

Since 1995: Director of the Institute of Human Rights at the University of Saarland

Member of numerous associations of the legal profession such as the Vereinigung der Deutschen Staatsrechtslehrer, Deutsche Gesellschaft für Völkerrecht, Société Française pour le Droit International, Deutsche Gesellschaft für Rechtsvergleichung, Arbeitsgemeinschaft für Europarecht, Deutsche Sektion der Internationalen Juristenkommission, Deutsch-Argentinische Juristenvereinigung

c. Non-legal professional activities

1979-80: Dean of the Department of Law of the University of the Saarland

1979-83: Member of the Senate and of the Research Council at the University of the Saarland

1980-81: President of the General Assembly of the University of the Saarland

1986-88: Vice-President of the University of the Saarland

IV. Activities and experience in the field of human rights

Since 1976: Numerous lectures on the subject of human rights at different universities and numerous publications

1980: Appointment by the Federal Ministry of Justice as Rapporteur at the 5th International Colloquium for the European Convention on Human Rights (in Frankfurt); report on the effects of judgments of the European Court of Human Rights in the member states

Since 1994: German member of the European Commission on Human Rights

Since 1995: Director of the Institute of Human rights at the University of the Saarland, Saarbrücken

1995: First Colloquium of the Institute of Human Rights on the European Convention of Human Rights and the German Legal Order (see Europäische Grundrechte Zeitschrift, September 1996)

1996: Second Colloquium of the Institute of Human Rights on the Freedom of the Press and the Situation of Press Law in Europe (in publication)

V. Public activities

1982-87: Member of the German Commission of UNESCO

1989-90: Counsel in the process of the elaboration of the new Constitution of Namibia (January 1990 in Windhoek in relation with the United Nations)

VI. Other activities

From 1982 to 1998: Member of the Supervisory Board of the Saarbrücker Zeitung Verlag und Druckerei GmbH

Since 1996: Member of the Committee of Reuters for the Nomination of Trustees, London (on proposal by the Council of Europe)

Since 2002: Member of the Kuratorium Montan-Stiftung Saar

VII. Publications and other works

Number of books published: 30 (as author, co-author or editor)

Number of articles published: 140 (approx.)

Some of the publications:

Demonstration und Freiheit (Demonstration and Freedom), in: *Demonstration und Straßenverkehr* (Beiträge zum ausländischen öffentlichen Recht und Völkerrecht Bd. 54), Carl Heymanns Verlag, Köln/Berlin 1970, S. IX-XXXI; *Demonstrationsfreiheit und Straßenverkehr in den Vereinigten Staaten von Amerika* (Freedom of demonstration and traffic in the United States of America), in: *ibidem*, S. 171-202 (zusammen mit J. Gorby).

Die Rechtslage Deutschlands nach dem Grundlagenvertrag vom 21 dezember 1972 (The legal status of Germany after the Basic Treaty of 21 December 1972), *Beiträge zum ausländischen öffentlichen Recht und Völkerrecht*, Vol. 71, Springer-Verlag, Berlin/Heidelberg/New York, 1978.

Wechselwirkungen zwischen Völkerrecht und Verfassung bei der Auslegung völkerrechtlicher Verträge (Relationship between international public law and constitutional law in the interpretation of international treaties), *Berichte der Deutschen Gesellschaft für Völkerrecht*, Heft 23, C.F. Müller Verlag, Heidelberg, 1982, S. 7-59 (mit englischer Zusammenfassung). In japanischer Sprache in: *Hogaku Kenkyu, Journal of Law, Politics and Sociology*, Tokyo, Bd. 56, No. 4/1983, S. 72-94 und No. 5/1983, S. 71-91 (zusammen mit C. Schreuer).

Der diplomatische Schutz im Völker — und Europarecht (Diplomatic Protection in Public International and European Law) (Hrsg. G. Ress/T. Stein), *Schriftendes Europa-Instituts der Universität des Saarlandes — Rechtswissenschaft*; Bd. 11, Nomos Verlagsgesellschaft, Baden-Baden 1996, ISBN 3-7890-4246-3.

The European Convention of Human Rights and States Parties: The Legal Effect of the Judgments of the European Court of Human Rights on the International Law and before Domestic Courts of the Contracting States, Proceedings of the Fifth International Colloquy about the European Convention on Human Rights, (ed.: Irene Maier), C.F. Müller Juristischer Verlag, Heidelberg, 1982, S. 209-269.

Die "Einzelfallbezogenheit" in der Rechtsprechung des Europäischen Gerichtshofs für Menschenrechte (The "case-by-case" decisions in the judicature of the European Court of Human Rights), in: "Völkerrecht als Rechtsordnung, Internationale Gerichtsbarkeit, Menschenrechte", Festschrift für Hermann Mosler, hrsg. v. R. Bernhardt, W.K. Geck, G. Jaenicke, H. Steinberger (Beiträge zum ausländischen öffentlichen Recht und Völkerrecht, Bd. 81), Springer-Verlag, Berlin/Heidelberg/New York, 1983, S. 719-744.

Die zeitliche Wirkung der Anerkennung der Individualbeschwerde (The temporal effects of the recognition of the individual complaint), *Neue Juristische Wochen-schrift* (NJW), 37. Jg., 1984, S. 523-527.

Guarantee, *Encyclopedia of Public International Law* (Hrsg.: R. Bernhardt), Bd. 7, North-Holland, Amsterdam/New York/Oxford 1984, S. 109-117; *Guarantee Treaties*, *Encyclopedia of Public International Law* (Hrsg.: R. Bernhardt), Bd. 7, North-Holland, Amsterdam/New York/Oxford 1984, S. 117-120.

Die Bedeutung der nachfolgenden Praxis für die Vertragsinterpretation nach der Wiener Vertragsrechtskonvention (WVRK) (The relevance of subsequent practice for the interpretation of international treaties), in: R. Bieber/G. Ress (Hrsg.): *Die Dynamik der Europäischen Gemeinschaften/The dynamics of EC-law*, Nomos-Verlag, Baden-Baden 1987, S. 49-79.

Germany, legal status after World War II, *Encyclopedia of Public International Law* (Hrsg.: R. Bernhardt), Bd. 10, North-Holland, Amsterdam/New York/Oxford 1984, S. 191-206.

The Hong Kong Agreement and its impact on international law, in: Domes/Shaw (Hrsg.), *Hong Kong — A Chinese and International Concern*, Westview Press, Boulder & London 1988, S. 129-166.

First report on developments in the field of STATE IMMUNITY since 1982, 64th ILA-Conference Queensland/Australia, 1990; *Second report on developments in the field of STATE IMMUNITY since 1982*, 65th ILA-Conference Cairo/Egypt 1992, Cairo/London 1993, S. 290-330.

Ex Ante Safeguards against Ex Post Opportunism in International Treaties: Theory and Practice of International Public Law, in: *Journal of Institutional and Theoretical Economics* (JITE)/*Zeitschrift für die gesamte Staatswissenschaft*, (Hrsg.: Rudolf Richter), Bd. 150/1, Verlag J.C.B. Mohr, Tübingen 1994, S. 279-303.

The interpretation of the UN-Charter, S. 13-32; *Article 53*, S. 854-890 (together with J. Bröhmer); *Article 107*, S. 330-340; in: *The Charter of the United Nations, A Commentary*, Hrsg. Bruno Simma, Oxford University Press, 2nd ed., 2002, ISBN 0-19-925377-3.

Les incidences du droit constitutionnel de la Communauté européenne sur les droits constitutionnels nationaux, en particulier sur la Loi fondamentale allemande, in *Revue Universelle des droits de l'homme/Kolloquium vom 18/19.6.1993*, Universität Robert Schuman, Strasbourg, N.P. Engel Verlag, Kehl/Strasbourg, Bd. 7, Heft Nr. 11-12, 1995, S. 434-443, ISSN 0937-714X.

Das Souveränitätsverständnis in den Europäischen Gemeinschaften (The idea of sovereignty in the European Communities) (Hrsg.: G. Ress), Nomos-Verlag, Baden-Baden, 1980.

Über die Notwendigkeit der parlamentarischen Legitimierung der Rechtsetzung der Europäischen Gemeinschaften (Concerning the necessity of a legitimised parliament in the legislative of the European Communities), in: *Verfassungsrecht und Völkerrecht, Gedächtnisschrift für Willhelm Karl Geck* (Hrsg.: W. Fiedler/G. Ress), Carl Heymanns Verlag, Köln/Berlin/Bonn/München 1989, S. 625-684.

Fact-finding at the European Court of Justice, in: *Fact-finding before international tribunals* (Hrsg.: Richard B. Lillich), Transnational Publishers Inc., Ardsley-on-Hudson, New York 1992, S. 177-203.

Democratic decision-making in the European Union and the role of the European Parliament, in: *Institutional Dynamics of European Integration, Festschrift für Henry G. Schermers*, Martinus Nijhoff Publ., Dordrecht/Boston/London 1994, Bd. 11, S. 153-176.

Der Grundsatz der Verhältnismäßigkeit im deutschen Recht (The Principle of Proportionality in German Law), *Rechtsstaat in der Bewährung, Schriftenreihe der Deutschen Sektion der Internationalen Juristen-Kommission*, Vol. 15, 1984.

Staatszwecke im Verfassungsstaat — nach 40 Jahren Grundgesetz (Purposes of the Constitutional State — after 40 years basic law), *Veröffentlichung der Vereinigung der Deutschen Staatsrechtslehrer*, Band 48 (1990).

Menschenrechte, europäisches Gemeinschaftsrecht und nationales Verfassungsrecht (Human Rights, Law of the European Communities and National Constitutional Law), in: *Staat und Recht, Festschrift für Günther Winkler*, Springer Verlag Wien-New York 1997, S. 897-932.

The Changing Relationship between State Immunity and Human Rights, in: *The Birth of European Human Rights Law*, in: *L'Ecllosion du droit européen des droits de l'homme*, Liber Amicorum Carl Aage Nørgaard (Michele De Salvia/Mark E. Villiger, eds.) Nomos Verlagsgesellschaft Baden-Baden, 1998, pp. 175-200.

Das GATT und die EG, in: *Keio-Tage 1998*, (Helmut Rüssmann, Hrsg.), Nomos Verlagsgesellschaft Baden-Baden, 2000, pp. 69-85.

Die Organisationsstruktur internationaler Gerichte, insbesondere des neuen Europäischen Gerichtshofs für Menschenrechte, in: *Liber Amicorum Professor Seidl-Hohenveldern, In honour of his 80th birthday* (G. Hafner, G. Loibel, A. Rest, L. Sucharipa-Behrmann and K. Zemanek, eds) 1998 Kluwer Law International, pp. 441-474.

Die EMRK und das europäische Gemeinschaftsrecht - Überlegungen zu den Beziehungen zwischen den Europäischen Gemeinschaften und der Europäischen

Menschenrechtskonvention, Zeitschrift für europarechtliche Studien (ZEuS), 1999, pp. 471-U485.

Die Rechtsstellung des Fremden im Rahmen der Europäischen Menschenrechtskonvention zum Schutze der Menschenrechte und Grundfreiheiten, in: *die allgemeinen Regeln des völkerrechtlichen Fremdenrechts - Bilanz und Ausblick einer Jahrtausendwende* (Hrsg. Kay Hailbronner), 2000, pp. 107-132.

The Duty to Protect and to Ensure Human Rights under the European Convention on Human Rights, in: Eckart Klein (ed.) *The Duty to Protect and to Ensure Human Rights*, Berlin Verlag, 2000, pp. 165-205.

Rechtsstellung, Aufgabenbereich und Legitimation des Europäischen Gerichtshofs für Menschenrechte, in: Michael Holubek, Brigitte Gutknecht, Stephan Schwarzer und Andrea Martin (Hrsg.), *Dimensionen des modernen Verfassungsstaates*, Symposium zum 60. Geburtstag von Karl Korinek, 2001, pp.129-149.

Wahl der Richter des Europäischen Gerichtshofs für Menschenrechte und die Befugnis zur Rechtsfortbildung, in: *Liber Amicorum D. Dagtoglou*, Athen, 2001, pp. 297-319.

Gedanken zur Verfassungskommentierung, in: *Zeitschrift für Öffentliches Recht*, 2002, pp. 455-467.

Die Europäische Grundrechtscharta und der Rechtsschutz, in: *Waseda Proceeding of Comparative Law*, Vol. 4, January-December 2001 (2002).

Die Europäische Grundrechtscharta und das Verhältnis zwischen EGMR, EuGH und den nationalen Verfassungsgerichten, in: *Grundrechte für Europa - Die Europäische Union nach Nizza* (Alfred Duschanek, Stephan Griller, Hrsg.), Wien 2002, pp. 183-207.

VIII. Languages

Mother tongue: German

Official languages:

English: speaking, reading, writing fluent

French: speaking, reading, writing fluent

Other languages:

Italian: reading ability

Spanish: reading ability

IX. Other relevant information

Offers for other Chairs at the universities of Regensburg (1977), Speyer (1980) and Bonn (1981), all declined

1985: Appointment as Honorary Fellow of the Faculty of Law, Edinburgh

1987: Appointment as foreign member of the Finnish Society of Sciences, Helsinki/Helsingfors

1992: Doctor iuris honoris causa of the Faculty of Law, Keio University, Tokyo

1992: Doctor honoris causa of the Faculty of Law, University of Paris V

1993: Distinction, großes Goldenes Ehrenkreuz der Bundesrepublik Österreich

2000: Doctor honoris causa of the Faculty of Law, University of Edinburgh

